

Circuit Court for Massachusetts held the law constitutional.

Still another case was that of Edgar G. Mondou, an employee on the New York, New Haven and Hartford Railroad Company, against that road. He brought suit in the State courts of Connecticut, which declined to consider the case. That gave rise to questions as to whether or not Congress had attempted to do so, or if it had attempted, require State courts as well as Federal courts to take jurisdiction over such cases.

#### Colonel Elated.

Oyster Bay, January 15.—Theodore Roosevelt was returning to Sagamore Hill after a three-hour wood-chopping expedition when told this evening of the Supreme Court decision upholding the employers' liability act. This was one of Colonel Roosevelt's favorite measures, and was recommended by him to Congress in his message of 1907. After reading a brief extract of the court's decision, Colonel Roosevelt said he would make no comment until he had an opportunity to see the complete text of the decision. The Colonel was plainly elated, however.

#### CIRCULATE PETITION

#### Clay Ward Property Owners Anxious for Better Fire Protection

Property owners of Clay Ward since last Friday have been circulating a petition, which will be presented at the next meeting of the City Council, urging that a steam engine be added to the combination wagon now stationed at Pine Canyon, No. 13, Strawberry and Cary Streets. The citizens complain that a combination wagon is not sufficient to protect the property in Clay Ward.

Engine Company No. 10, Broad and Lombardy, Sunday night was ordered to Ginter Park to aid in extinguishing the fire which destroyed the home of Charles D. Lorus, and it was pointed out that with this apparatus and the nearest engine which could protect property in Clay Ward was at Brooke Avenue and Marshall Street.

About fifteen petitions are being circulated.

#### Charters Issued.

Taylor Motor Company (Inc.), Lynchburg, Va. T. A. Jennings, president; R. C. Taylor, vice-president; H. P. Taylor, secretary; all of Lynchburg. Capital: Maximum, \$25,000; minimum, \$10,000. Object: Automobile business.

Clay & Martin (Inc.), Long Island, Campbell county, Va. J. C. Clay, president; J. G. Martin, vice-president; N. D. Martin, secretary—all of Long Island. Capital: Maximum, \$10,000; minimum, \$5,000. Object: Mercantile business.

White-Ward-Fussell Company (Inc.), Alexandria, Va. E. R. White, president; Horace Ward, secretary; N. Fussell, treasurer—all of Alexandria. Capital: Maximum, \$10,000; minimum, \$5,000. Object: Mercantile business.

An amendment was filed to the charter of Lemon-Rot's Sales Agency Company (Inc.), increasing capital stock from \$5,000 to \$10,000.

An amendment was issued to the charter of the National Spring Bed Company (Inc.), changing name to Atlantic Spring Bed Company (Inc.), Norfolk, Va.

An amendment was issued to the charter of Staples & Lemons (Inc.), changing name to Staples & Staples (Inc.), Richmond.

#### HIS HEAD FRACTURED

#### Runaway Horse Runs Down Twelve-Year-Old Boy on Sid.

While sleighing yesterday afternoon at Harrison and Taylor Streets, Willie Clarke, twelve years old, of 1611 Taylor Street, was run over by a sleigh, and seriously hurt by a runaway horse owned by A. U. Tiller, a coal and wood dealer of West Cary Street.

The animal, which had been drawing a coal cart, became frightened and made a bolt down Harrison Street, snapping its harness and leaving the cart behind.

Upon a small sled the boy was coasting down Taylor Street, and in crossing Harrison he was run over by the horse. The hoof of the animal struck him on the head, fracturing his skull.

The City Hospital was notified, and in the ambulance Dr. Watts responded. The child was taken to his home, where his wound was dressed.

His condition last night was said to be serious.

#### SUPPLY FOR SOUTHSIDE

#### Plan to Run Twenty-Inch Water Main Along River Bed.

Two alternate routes were suggested by Superintendent Eugene E. Davis to the Council Committee on Light and Water for a twenty-inch main to be laid along the bed of James River to connect South Richmond with the central water supply of the city. Mr. Davis urged that prompt action be taken that the work may be under way this spring, as soon as the weather opens, so that there may be no repetition of the conditions which cut off Richmond of fresh water entirely for a time last week. The plans were referred to a subcommittee to secure estimates, and also to secure the necessary rights of way across railroad property on either side of the river. The right to cross the property of the Southern Railway on the southern side has already been granted, and a resolution approving contract with that company was recommended to the Council for approval.

The committee also recommended a recommendation of an appropriation of \$12,000 to repair Marshall Reservoir, from which a small amount of water is being drawn, and which some believe to be in danger of destruction, notwithstanding a report made by the City Engineer to the Finance Committee that the reservoir could be made for about \$250,000 that would insure its safety.

#### League Is Reorganized.

(Special to The Times-Dispatch.) Bristol, Va., January 15.—The Appalachian Baseball League, composed of teams from the towns of Bristol, Johnson City, Cleveland, Morristown and Knoxville, Tenn., and Asheville, N. C., has been reorganized, and about May 15 will inaugurate its second season. Club officers are Jacob Smith, a wealthy Cleveland, president, succeeding W. W. Miller, resigned; Joe Bunting, of Bristol, vice-president, succeeding Frank Leake, resigned; and E. B. Fisher, secretary and treasurer, re-elected. The salary limit will remain as last year—\$500 per month for each team. This limit, however, was violated last season, some of the teams. It is claimed, having paid as high as \$1,200 in salaries per month. Johnson City won the pennant last season, with the Knoxville team a close second. Bristol finishing at the bottom.

#### Ask Your Doctor

"How are your bowels?" This is generally the first question the doctor asks. He knows what a sluggish liver means. He knows that headaches, bilious attacks, indigestion, impure blood, are often promptly relieved by a good liver pill. Ask him if he approves of Ayer's Pills.

## Butchering the Prices!



"An ounce of economy is worth a ton of talk on the 'high cost of living.'"

Buy with your brains, as well as your purse.

Don't buy an unnecessary thing simply because it's a bargain, leave it for the man who really needs it.

Our January sale puts almost our entire stock on the firing line. Column after column of it fell before the hundreds of eager and earnest buyers yesterday. DON'T DELAY.

### Men's Overcoats

\$15 Overcoats at - \$7.50

(A lot of about 50 from last winter.)

\$15 Overcoats (Regular Stock) \$9.75

\$20 Overcoats at - \$12.75

\$25 Overcoats at - \$17.75

\$35 Overcoats at - \$22.75

\$40 Overcoats at - \$26.75

\$50 Overcoats at - \$35.75

### Men's Suits

\$15 Suits at - \$ 9.75

\$20 Suits at - \$12.75

\$28 Suits at - \$17.75

\$32 Suits at - \$22.75

\$40 Suits at - \$27.75

When you consider that these Suits, like the Overcoats, bear the indelible impress of Berry tailoring, in workmanship, finish, distinctiveness and style, you can appreciate somewhat the magnitude of these bargains!

### Men's Fur and Fur-Lined Overcoats

AT BELOW ZERO PRICES TO-DAY

\$50.00 Fur-Lined Coats at.....\$35.00

\$65.00 Fur-Lined Coats at.....\$45.00

\$75.00 Fur-Lined Coats at.....\$55.00

\$100.00 Fur-Lined Coats at.....\$65.00

\$125.00 Fur-Lined Coats at.....\$75.00

\$150.00 Fur-Lined Coats at.....\$117.50

\$190.00 Fur-Lined Coats at.....\$137.50

#### FUR-OUTSIDE COATS

\$20.00 Fur Coats at.....\$13.75

\$25.00 Fur Coats at.....\$17.75

### A Mighty Slump in Prices on Boys' and Girls' Garments

Hundreds who've never shopped here before are taking advantage of this great sale to experiment with Berry Clothes for Boys.

#### Berry Suits for Boys

(Sizes 8 to 18.)

\$5.00 Suits at.....\$3.50

\$6.50 Suits at.....\$4.75

\$8.00 Suits at.....\$5.75

\$10.00 Suits at.....\$6.75

\$12.50 Suits at.....\$7.75

\$14.00 Suits at.....\$9.75

#### Boy's Overcoats and Reefers

(Sizes 2 1/2 to 12.)

\$5.00 O'Coats and Reefers at.....\$3.50

\$6.50 O'Coats and Reefers at.....\$4.75

\$7.50 O'Coats and Reefers at.....\$5.75

\$9.00 O'Coats and Reefers at.....\$6.75

\$12.00 O'Coats and Reefers at.....\$7.75

\$14.00 O'Coats and Reefers at.....\$9.75

#### Blue and Gray Chinchilla Reefers

\$7.50 Reefers (heavy) at.....\$5.75

\$12.00 Reefers (heavy) at.....\$7.75

#### Boy's Long Overcoats

(Sizes 12 to 18.)

\$10.00 O'Coats at.....\$7.75

\$12.50 O'Coats at.....\$8.75

\$15.00 O'Coats at.....\$9.75

\$20.00 O'Coats at.....\$12.75

#### Boy's Mackintosh Raincoats

(Sizes 10 to 16.)

\$15.00 Raincoats at.....\$11.75

Small lots of Mother's Friend and Puritan 50c Waists at 25c.

Clearance on Boys' and Girls' Hats up to \$1.25 at 25c.

### Stock Up on Furnishings

Here's a chance to fill in at money-saving prices—

50c Fancy Neckwear, 35c; 3 for a dollar.

\$1.25 and \$1.50 Scarves at 85c.

Gloves at \$1.15—the \$1.50 sort.

\$2.00 and \$2.25 Sweaters at \$1.35.

\$1 Pajamas, \$2.95. \$2 Pajamas, \$1.35.

\$1.50 Shirts at.....\$1.15

\$2.00 Shirts at.....\$1.45

\$2.50 Shirts at.....\$1.85

\$3.50 Shirts at.....\$2.45

Broken sizes of \$1.00 Shirts at.....50c

## O. H. BERRY & COMPANY

### TELEGRAMS ARE SIGNED BY "PING"

#### Ammanopolis, Ind., January 15.—Telegrams and letters signed "Ping," and purporting to contain a code system for giving instructions about viaducts, bridges and buildings that were to be blown up, were read before the Federal grand jury today in connection with the dynamite confession of one who was implicated with him in the dynamite conspiracy.

This signature, according to McNamara, was not that of the McNamara, but was used by another person whom he named. In June, 1910, at Cincinnati, McNamara said, in response to a telegram from "Ping," he went to Cleveland and there blew up a viaduct for which he received \$125 paid him later by "Ping" in Toledo.

The dynamite movements to Pittsburgh and his arrangement to have a supply of nitro-glycerine stored in an old shop at Rochester, Pa., also were arranged by this person. It was because of his belief that "Ping" was receiving \$200 for each "job," and was

only giving him only \$125 that McNamara said he refused to work with him and later arranged through John J. McNamara, secretary-treasurer of the International Association of Bridge and Structural Iron Workers, to do "jobs" with the aid of James B. McNamara.

The feature of the investigation having to do with the movements of men who, McNamara says, accompanied him to various cities where "open shop" work was to be destroyed, and the impetus by the issuance of subpoenas for new witnesses to-day.

The witnesses were ordered called at the Attorney-General's special assistant to the Attorney-General, arrived from Washington and conferred with United States Attorney Charles W. Miller.

All the indictments against W. J. Burns the detective, and James H. Houch, a special officer from Los Angeles, Cal., charging them with kidnapping John J. McNamara last April, were dismissed by the County Court to-day. This action followed the attitude of the Federal Court which last week released Burns from the indictment on the ground that in taking McNamara to California he had acted legally.

John D. Fredericks is county district attorney at Los Angeles. Oscar Lawler was appointed Assistant Attorney-General of the United States and was put in charge of the investigation which culminated in the indictment of the labor leaders.

While not defending the McNamaras, Twitmore denounced the prosecuting officials who conducted the McNamara case and characterized the proceedings as a "blow aimed at union labor."

No Plea of Guilty.

Fresno, Cal., January 15.—O. A. Twitmore, secretary-treasurer of the

## SENATE DEBATE OPEN TO PUBLIC

Upper House Follows Example Set by President Taft.

Washington, D. C., January 15.—Because President Taft set the example on his recent Western trip and frequently since of discussing openly and unreservedly the pending arbitration treaties with Great Britain and France, the Senate to-day voted to admit the public to its debates and press them in the Congressional Record. The vote was decisive, only eight Senators of the sixty-six recorded being in favor of closed doors.

The controversy as to whether the discussion should be in open or closed session was almost entirely new. It was brought to a head when Senator Rayner announced that it was his purpose to make a speech in relation to the treaties. Senator Lodge protested. He said the delicacy of the entire subject of foreign relations demanded that discussion of it be executive.

Senator Rayner resisted the movement, but Senator Bacon, who was presiding, sustained a motion by Senator Lodge, seconded by Senator McCumber, that the Senate go into executive session.

After the doors were closed the debate became general. Mr. Lodge, introducing with vehemence that if the discussion were public things might be said of a character likely to embarrass the relations of the government with the European powers party to the treaties. Senator Smith, of Michigan, took the lead in announcing that the debate be open to the public.

After the debate had raged for some time a resolution providing for open sessions was offered by Senator Gallagher, and was adopted, 58 to 8. When the doors were reopened Senator Lodge took the lead in opposing the resolution, but the Senate would not consent. Mr. Lodge announced that he would press them again to-morrow.

#### EVIDENCE DAMAGING.

#### Strong Case in Being Piled Up Against Linton.

(Special to The Times-Dispatch.) Cape Charles, Va., January 15.—Developments following the arrest of George Linton, accused of assaulting Mrs. J. T. Weaver at her home on Saxis Island, show that Linton on the morning following the attack inquired of his father of his condition. It was claimed that he had been told nothing nor had he had time to learn anything of the crime from another source. This piece of conversation, if it can be confirmed, together with the blood-stained coat secured by Detective Branch and undoubtedly will be strong and damaging evidence for the prosecution.

While conducting his investigation previous to the arrest, Detective Branch claimed that no other than a left-handed person could have struck Mrs. Weaver without first having been seen by her, for she sat at her work in such a position behind the arm she used to protect her head against the onslaught of blows. Several witnesses who will bear testimony that they saw young Linton in the vicinity of the Weaver home on the night of the crime have been summoned to attend the hearing, which will be held about the middle of the week.

After a night in the Accomac county jail Linton this morning expressed a desire to have a talk with his mother. Mrs. Weaver is still under the close attention of doctors, although her condition is reported as slightly improved.

An examination has disclosed that he has several deeply bruised Mrs. Weaver bears several serious cuts. These are principally upon the arm she used to protect her head against the onslaught of blows. Several witnesses who will bear testimony that they saw young Linton in the vicinity of the Weaver home on the night of the crime have been summoned to attend the hearing, which will be held about the middle of the week.

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## NIGHT WIRE CHIEF FALLS DEAD AT KEY

Edward Nash Dennis to Have Midnight Funeral, Conducted by Masons.

Edward Nash Dennis, night wire chief of the Western Union Telegraph Company at its Richmond office, dropped dead at his key in the Western Union building, 1217 East Main Street, yesterday afternoon at 1:25 o'clock. Although not ordinarily on duty at that hour, he had been called to the office on account of the pressure of business and was receiving messages on what is known as the "11" New York wire. He was just in the act of receiving a telegram, and had taken the number of the message and written the preliminary letters, "25 N. Y. D." when he was seen to fall forward over his typewriter, and when physicians could be reached, he was pronounced dead. He had been in bad health for more than a year past, though continuing regularly to perform his duties.

Mr. Dennis had no relatives living in Richmond. He had rooms at 106 South Third Street, and took his meals at the Business Men's Club. A half-brother living in New York, has been communicated with, and it is expected that the body will be taken to Morehead City, N. C., his former home, for interment. His mother died only a few weeks ago—the last of his immediate relatives.

Mr. Dennis was fifty-three years of age, and had been connected with the Western Union for many years. He had been night chief of the Richmond office for the past fifteen years. He was prominent in Masonic circles, having been for several years master of the Kadash, Dulcho, Connecticut No. 1. He was also a member of Temple Lodge, No. 9, A. F. & A. M.; a member of Acca Temple, Nobles of the Myrtle Shrine, and of several Scottish Rite bodies.

The body was removed at once to Bennett's undertaking rooms. He will be given the honor of a Masonic funeral according to the Kadash rites, the service to be held at midnight to-night at the Masonic Temple, and will be open to the public, friends of Mr. Dennis being especially invited. It will be the first time this ritual has been used in Richmond in many years.

He was a thirty-third degree Mason, and the final rites will be attended by some of the most distinguished Masons in the State. The body will be brought from the undertaking rooms shortly before midnight to the Masonic Temple, and the services will be in charge of St. Omar Council of Kadash, Dulcho, Connecticut No. 1, and after the ceremonies the body will be taken to Morehead City by relatives, accompanied by an escort of Masons from this city.

Captain John F. Mayer, thirty-third degree Mason and inspector-general in Virginia for the Scottish Rite order, will be in charge of the funeral service of the midnight funeral, the service to be read by D. C. O'Flaherty, thirty-second degree, master of the lodge, assisted by Dr. C. H. Rudd, thirty-third degree, and a large number of others prominent in Masonic circles.

After the usual formal questions it was presented to them by Deputy Clerk William Breeden, and with Gilbert K. Pollock and Leon Russell as witnesses, they hurried to the study of Dr. McDaniel, where the ceremony was performed.

Following the informal ceremony, they hurried equally as fast to a train which carried them to New York, where they expect to embark for a honeymoon to the Bermuda Islands.

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